

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Charter Township of Clayton v Beth Perkins**
Docket No. **288978**
L.C. No. **08-087747 NZ**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The claim of appeal and claim of cross appeal are DISMISSED IN PART as moot, except for the issues regarding attorney fees that are based on the order of November 17, 2008, in which the trial court declined to impose any further penalty. The appeal is moot because Beth Perkins is no longer treasurer and Roderick Shumaker is no longer supervisor. A moot appeal would only be allowed to continue if the issues are of public significance and are likely to recur. See *People v Briseno*, 211 Mich App 11, 17 (1995). In this case, there is no such showing. The Court makes no finding that the order of November 17, 2008, is or is not a final order under MCR 7.202(6)(a)(i).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 19 2009

Date

Sandra Schultz Mengel
Chief Clerk